

Senate Bill No. 523

Passed the Senate September 7, 2005

Secretary of the Senate

Passed the Assembly August 31, 2005

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2005, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to amend Section 2106 of the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 523, Torlakson. Bicycle Transportation Account: funding.

Existing law specifies the amounts apportioned monthly from the Highway Users Tax Account in the Transportation Tax Fund to cities and counties and the amounts transferred monthly to the Bicycle Transportation Account in the State Transportation Fund. Under existing law, until June 30, 2006, the sum of \$600,000 is required to be transferred monthly to the Bicycle Transportation Account from the Highway Users Tax Account, but after that date, the amount transferred monthly is to be reduced to \$416,667. Existing law continuously appropriates the money in the Bicycle Transportation Account.

This bill would delete the provision that reduces the amount to be transferred after June 30, 2006, from the Highway Users Tax Account to the Bicycle Transportation Account, thereby maintaining the monthly transfer amount of \$600,000. Because the bill would increase the amount of revenue in the Bicycle Transportation Account, it would make an appropriation.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. Section 2106 of the Streets and Highways Code is amended to read:

2106. A sum equal to the net revenue derived from one and four one-hundredths cent (\$0.0104) per gallon tax under the Motor Vehicle Fuel License Tax Law (Part 2 (commencing with Section 7301) of Division 2 of the Revenue and Taxation Code) shall be apportioned monthly from the Highway Users Tax Account in the Transportation Tax Fund among the counties and cities as follows:

- (a) Four hundred dollars (\$400) per month shall be apportioned to each city and city and county and eight hundred

dollars (\$800) per month shall be apportioned to each county and city and county.

(b) Commencing on July 31, 2001, and on the last day of each month after that date, the sum of six hundred thousand dollars (\$600,000) per month shall be transferred to the Bicycle Transportation Account in the State Transportation Fund.

(c) The balance shall be apportioned, as follows:

(1) A base sum shall be computed for each county by using the same proportions of fee-paid and exempt vehicles as are established for purposes of apportionment of funds under subdivision (d) of Section 2104.

(2) For each county, the percentage of the total assessed valuation of tangible property subject to local tax levies within the county that is represented by the assessed valuation of tangible property outside the incorporated cities of the county shall be applied to its base sum. The resulting amount shall be apportioned to the county. The assessed valuation of taxable tangible property, for purposes of this computation, shall be that most recently used for countywide tax levies as reported to the Controller by the State Board of Equalization. If an incorporation or annexation is legally completed following the base sum computation, the new city's assessed valuation shall be deducted from the county's assessed valuation, the estimate of which may be provided by the State Board of Equalization.

(3) The difference between the base sum for each county and the amount apportioned to the county shall be apportioned to the cities of that county in the proportion that the population of each city bears to the total population of all the cities in the county. Populations used for determining apportionment of money under Section 2107 are to be used for purposes of this section.

Approved _____, 2005

Governor